

OGC 81-03633
1 May 1981

MEMORANDUM FOR: Director of Security
Chief, Policy and Coordination Staff,
Directorate of Operations
Attention: [REDACTED]

Legal 3
EO 12036

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FROM:

[REDACTED]
Chief, Intelligence Law Division, OGC

SUBJECT: Further Action in Implementation
of Executive Order 12036

REFERENCE: OGC 81-01722, Revisions to Procedures
Implementing E.O. 12036, 4 March 1981

1. Referenced memorandum outlined several revisions to the procedures implementing Executive Order 12036 that were approved by Attorney General Civiletti shortly before his departure from office. This memorandum describes a proposal to implement one of those changes which would provide Agency officers with greater flexibility. (U)

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OS-1-0540/7

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[REDACTED]

4. Please review these approval forms for substantive content. In general, these forms reflect the limits set by the applicable procedures. I have been somewhat arbitrary, however, and to some extent, the authority may be expanded or reduced, depending on your willingness to provide field officials with the authority and responsibility to engage in physical surveillance on their own initiative. In addition, please select an appropriate approving official or officials from among those listed under the signature block on the forms who already have been designated by the DDCI. Upon your coordination, I will send the forms to you in final for such use as you wish to put them. (S)

5. I understand that this process of advance emergency authorization may be confusing. We currently are trying to modify our Executive Order procedures to permit emergency physical surveillance without such cumbersome paperwork. Until such time, however, as the changes are made, we ought to use the authority we already have. If you have any questions regarding this memorandum, please call me on [REDACTED]

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Attachments